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OCT 29 2003

OFFICE OF PETITIONS

In re Application of :
J. Aaron Bly, David T. Spieldenner, :
Aaron Roth, Patrick O'Brien, :
Andrew F. Suhy, Jr., and :
Brent Parent :
Application No. 09/990,911 :
Filed: November 14, 2001 :
Title: System and Method for :
Disposing of Assets :

DECISION REFUSING STATUS
UNDER 37 C.F.R. §1.47(a)

This is in response to the "Response to Decision Refusing Status under 37 CFR 1.47(a)," filed by facsimile transmission on October 22, 2003.

The petition is **DISMISSED**.

Rule 47 applicant is given **TWO MONTHS** from the mailing date of this decision to reply, correcting the below-noted deficiency. Any reply should be entitled "Request for Reconsideration of Petition Under 37 C.F.R. § 1.47(a)," and should only address the deficiency noted below, except that the reply may include an oath or declaration executed by the non-signing inventors. **Failure to respond will result in abandonment of the application.** Any extensions of time will be governed by 37 C.F.R. § 1.136(a).

The above-identified application was filed on November 14, 2001, without an executed oath or declaration. J. Aaron Bly, David Spieldenner, Aaron Roth, Patrick O'Brien, Andrew Suhy, Jr., and Brent Parent were named as joint inventors. In reply to the "Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted," mailed December 6, 2001, applicants timely filed the initial petition under § 1.47.

The initial petition was dismissed for failure to provide proof that non-signing inventors Suhy and Parent refused to sign the Declaration after having been presented with the application papers and because the declaration was not in compliance with 35 U.S.C. § 115 and 37 CFR § 1.63 (Decision mailed May 31, 2002). Subsequent requests for reconsideration were dismissed for failure to submit an acceptable declaration (Decisions mailed September 30, 2002; October 21, 2002; November 19, 2002; and July 23, 2003).

On instant request for reconsideration, rule 47 applicants filed a declaration executed by inventors Bly, Spieldenner, Roth and

O'Brien on behalf of themselves and on behalf of non-signing inventors Suhy and Parent. This new declaration did not, as requested, encompass all alterations and requirements previously set forth on decision on petition. Specifically, the declaration did not include the residence/mailling address and statutorily required citizenship for non-signing inventors Suhy and Parent (See, for example, Decision on Petition mailed October 21, 2002).

In view thereof, the petition must be dismissed.

A new declaration is required.

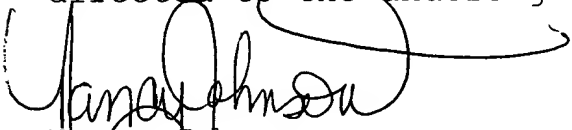
Further correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries related to this decision should be directed to the undersigned at (703) 305-0309.


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